

Docket No.: 0108195.00128US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Archibald I. J. BRAIN Confirmation No.: 8539
Application No.: 09/803,452 Art Unit: 3743
Filed: March 8, 2001 Examiner: A. J. Lewis
Title: GASTRO-LARYNGEAL MASK

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT (IDS)

Dear Sir:

This Information Disclosure Statement is being filed prior to the mailing date of a first Office Action on the merits. No fee is required.

Applicants request that the Examiner initial and return a copy of the enclosed Form PTO SB-08 with the next communication.

Respectfully submitted,

Dated: APRIL 5, 2007



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Substitute for form 1449/PTO				<i>Complete if Known</i>	
				Application Number	09/803,452-Conf. #8539
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				First Named Inventor	Archibald I. J. BRAIN
				Art Unit	3743
				Examiner Name	A. J. Lewis
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>					

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
AA*	US-2003/0051734-A1	03-20-2003	Brain		
AB*	US-2003/0101998-A1	06-05-2003	Zocca et al.		
AC*	US-2003/0172925-A1	09-18-2003	Zocca et al.		
AD*	US-2005/0274383-A1	12-15-2005	Brain		
AE*	US-2006/0124132-A1	06-15-2006	Brain		
AF*	US-2006/0254596-A1	11-16-2006	Brain		
AG*	US-2,839,788	06-1958	Dembiaik		
AH*	US-3,529,596	09-22-1970	Garner		
AI*	US-3,794,036	02-26-1974	Carroll		
AJ*	US-4,067,329	01-10-1978	Winicki et al.		
AK*	US-4,116,201	09-26-1978	Shah		
AL*	US-4,134,407	01-16-1979	Elam		
AM*	US-4,159,722	07-03-1979	Walker		
AN*	US-4,178,938	12-18-1979	Au et al.		
AO*	US-4,178,940	12-18-1978	Au et al.		
AP*	US-4,231,365	11-04-1980	Scarberry		
AQ*	US-4,256,099	03-17-1981	Dryden		
AR*	US-4,285,340	08-25-1981	Gezari et al.		
AS*	US-4,351,330	09-28-1982	Scarberry		
AT*	US-4,446,864	05-18-1984	Watson et al.		
AU*	US-4,471,775	09-18-1984	Clair et al.		
AV*	US-4,501,273	02-26-1985	McGinnis		
AW*	US-4,509,514	04-09-1985	Brain		
AX*	US-4,510,273	04-09-1985	Miura et al.		
AY*	US-4,526,196	07-02-1985	Pistillo		
AZ*	US-4,583,917	04-22-1986	Shah		
AA1*	US-4,630,606	12-23-1986	Weerda et al.		
AB1*	US-4,689,041	08-25-1987	Corday et al.		
AC1*	US-4,700,700	10-20-1987	Eliachar		
AD1*	US-4,770,170	09-13-1988	Sato et al.		
AE1*	US-4,798,597	01-17-1989	Vaillancourt		
AF1*	US-4,825,862	05-02-1989	Sato et al.		
AG1*	US-4,850,349	07-25-1989	Farahany		
AH1*	US-4,856,510	08-15-1989	Kowalewski et al.		
AI1*	US-4,924,862	05-15-1990	Levinson		
AJ1*	US-4,981,470	01-01-1991	Bombeck, IV		
AK1*	US-4,995,388	02-26-1991	Brain		
AL1*	US-5,042,476	08-27-1991	Smith		
AM1*	US-5,218,970	06-15-1993	Tumbull et al.		
AN1*	US-5,241,325	08-31-1993	Nguyen et al.		
AO1*	US-5,273,537	12-28-1993	Haskvitz et al.		
AP1*	US-5,282,464	02-01-1994	Brain		
AQ1*	US-5,297,547	03-29-1994	Brain		
AR1*	US-5,303,697	04-19-1994	Brain		
AS1*	US-5,305,743	04-26-1994	Brain		

Examiner Signature	Date Considered
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				Examiner Name	A. J. Lewis
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AT1*	US-5,311,861	05-17-1994	Miller et al.	
AU1*	US-5,331,967	07-26-1994	Akerson et al.	
AV1*	US-5,339,808	08-23-1994	Don Michael	
AW1*	US-5,355,879	10-18-1994	Brain	
AX1*	US-5,361,753	11-08-1994	Pothmann et al.	
AY1*	US-5,400,771	03-28-1995	Pirak et al.	
AZ1*	US-5,421,325	06-06-1995	Cinberg et al.	
AA2*	US-5,452,715	09-26-1995	Boussignac et al.	
AB2*	US-5,459,700	10-17-1995	Jacobs	
AC2*	US-5,546,935	08-20-1996	Champeau	
AD2*	US-5,546,936	08-20-1996	Virag et al.	
AE2*	US-5,551,420	09-03-1996	Lurie et al.	
AF2*	US-5,554,673	09-10-1996	Shah	
AG2*	US-5,577,693	11-26-1998	Corn, Stephen B.	
AH2*	US-5,626,151	05-06-1997	Linden	
AI2*	US-5,692,498	12-02-1997	Lurie et al.	
AJ2*	US-5,738,094	04-14-1998	Hoftman	
AK2*	US-5,743,254	04-28-1998	Parker	
AL2*	US-5,778,872	07-14-1998	Fukunaga et al.	
AM2*	US-5,816,240	10-06-1998	Komesaroff, David	
AN2*	US-5,819,723	10-13-1998	Joseph	
AO2*	US-5,832,916	11-10-1998	Lundberg et al.	
AP2*	US-5,855,203	01-05-1999	Matter, Jean-Paul	
AQ2*	US-5,856,510	01-05-1999	Meng et al.	
AR2*	US-5,860,418	01-19-1999	Lundberg et al.	
AS2*	US-5,893,891	04-13-1999	Zahedi et al.	
AT2*	US-5,924,862	07-20-1999	White	
AU2*	US-5,957,133	09-28-1999	Hart	
AV2*	US-5,983,891	11-16-1999	Fukunaga	
AW2*	US-5,983,896	11-16-1999	Fukunaga et al.	
AX2*	US-5,983,897	11-16-1999	Pagan	
AY2*	US-6,003,511	12-21-1999	Fukunaga et al.	
AZ2*	US-6,062,219	05-16-2000	Lurie et al.	
AA3*	US-6,098,621	08-08-2000	Esnouf et al.	
AB3*	US-6,110,143	08-29-2000	Kamen, Jack M.	
AC3*	US-6,131,571	10-17-2000	Lampotang et al.	
AD3*	US-6,149,603	11-21-2000	Parker	
AE3*	US-6,155,257	12-05-2000	Lurie et al.	
AF3*	US-6,213,120	04-10-2001	Block et al.	
AG3*	US-6,224,562	05-01-2001	Lurie et al.	
AH3*	US-6,234,985	05-22-2001	Lurie et al.	
AI3*	US-6,251,093	06-26-2001	Valley et al.	
AJ3*	US-6,269,813	08-07-2001	Fitzgerald et al.	
AK3*	US-6,315,739	11-13-2001	Merilainen et al.	
AL3*	US-6,450,164	09-17-2002	Banner et al.	
AM3*	US-6,647,984	11-18-2003	O'Dea et al.	
AN3*	US-6,651,666	11-25-2003	Owens	
AO3*	US-7,040,322-A1	05-09-2006	Fortuna et al.	
AP3*	US-7,051,096	05-23-2006	Krawiec et al.	

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AQ3*	US-7,097,802-A1	08-29-2006	Brain et al.	
AR3*	US-7,128,071-A1	10-31-2006	Brain et al.	
AS3*	US-7,134,431-A1	11-14-2006	Brain et al.	
AS4	US-7,156,100	01-02-2007	Brain et al.	
AS5	US-7,159,589	01-09-2007	Brain	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear ²
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
BA	DE-10042172		04-12-2001	Smiths Group	

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NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	CA	Benumof, JL, "Management of the Difficult Adult Airway with Special Emphasis on Awake Tracheal Intubation", Anesthesiol., Vol. 75, No. 6, pp. 1087-1110, 1991			
	CB	"Improving Anaesthesia", Med Pro Monthly, November-December, 1998, pp. 311-312			
	CC	Kapila, A. et al., "Intubating LMA: A Preliminary Assessment of Performance", British Journal of Anaesthesia, Vol. 75, pp. 228-229, 1995 (abstract)			
	CD	Laryngeal Mask Publications, 74 pages, December 1998, www.saga.nl/lma/lmapub.htm			
	CE	Martin, T., "Patentability of Methods of Medical Treatment: A Comparative Study", Journal of the Patent and Trademark Office Society, pp. 381-423, June 2000			
	CF	Neurometric Assessment of Adequacy of Intraoperative Anesthetic. March 1999, 3 pages, www.pnl.gov/medical/info/neuro.htm			
	CG	Rieger et al., Anesthesiology, Vol. 87, No. 1, July 1997			

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